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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

7 ME2 PRODUCTIONS, INC.,

8 Plaintiff,

9 v.

10 DYLAN BOGERT, *et al.*,

11 Defendants.
12

Case No. C17-0182RSL

ORDER PERMITTING SERVICE
BY MAIL

13 This matter comes before the Court on plaintiff's "Motion to Permit Alternative
14 Mail Service or for Additional Time to Attempt Process Service." Dkt. # 36. Federal Rule
15 of Procedure 4(e)(1) allows plaintiff to effect service "pursuant to the law of the state in
16 which the district is located." Washington law authorizes service by mail upon a showing
17 that (a) defendant has made reasonably diligent efforts at personal service (Rodriguez v.
18 James-Jackson, 127 Wn. App. 139, 140 (2005)), and (b) defendant resides in the state but
19 has concealed herself in order to avoid service of process (RCW 4.28.100(4)).

20 Plaintiff has made multiple unsuccessful attempts to personally serve defendants
21 Barbara Whalen and Claudia Fodor. On at least one attempt for each defendant, there is
22 evidence from which one could reasonably conclude that the residence was occupied but
23 that the residents refused to answer the door. A review of public records shows that the
24 named defendants reside at, or are associated with, the addresses identified by the ISP and
25 used by the process server. All of the prerequisites for allowing service by mail are
26 therefore satisfied, and there is reason to believe that service by mail will effectively

1 notify defendants of the claims against them.

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3 Plaintiff's motion is GRANTED. Plaintiff may, therefore, accomplish service by
4 depositing copies of the summons, complaint, and this Order in the United States Post
5 Office directed to defendants Whalen and Fodor at their respective addresses.

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7 Dated this 9th day of June, 2017.

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9 Robert S. Lasnik
10 United States District Judge
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